

Message Text

CONFIDENTIAL

PAGE 01 BERLIN 00217 041328Z

43

ACTION EUR-25

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 SAM-01 IO-14 ACDA-19 OMB-01 SAJ-01 DRC-01

/140 W

----- 055308

R 041210Z FEB 74

FM USMISSION BERLIN

TO AMEMBASSY BONN

INFO SECSTATE WASHDC 2935

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO

C O N F I D E N T I A L BERLIN 0217

E.O. 11652: GDS

TAGS: PGO, PFOR, GW, UR, WB

SUBJECT: SOVIET PROTEST ON EXTENSION OF UN CIVIL AND POLITICAL
RIGHTS COVENANT TO BERLIN

REFS: A) BONN 1639; B) BERLIN 107; C) STATE 6883

1. WE SHARE BONN GROUP ASSESSMENT THAT SOVIETS HAVE
SERIOUS AND FAR-REACHING INTENTIONS WHEN THEY MAKE
PROTESTS OVER SUCH ACTIONS AS FRG APPLICATION OF UN
COVENANT ON CIVIL AND POLITICAL RIGHTS TO BERLIN, BUT
WE READ TACTICAL SITUATION SOMEWHAT DIFFERENTLY. WE WONDER
WHETHER SOVIETS WOULD BE PERSUADED BY DETAILED REPLY
EXPLAINING FULLY PROCEDURES BY WHICH ALLIES ENSURE
THAT FRG REPRESENTATION OF WEST BERLIN IN INTERNATIONAL
AGREEMENTS IS WITHOUT EFFECT UPON SECURITY AND STATUS
OR BY EXPOSITION OF OUR INTERPRETATION OF WHY
A PARTICULAR PROVISION OF COVENANT IN QUESTION IS OR IS
NOT APPROPRIATE FOR APPLICATION TO BERLIN. THEY HAVE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BERLIN 00217 041328Z

HEARD ALL THESE THINGS BEFORE, MOST FULLY OF COURSE IN

FEBRUARY 22, 1973 RESPONSE TO THEIR DECEMBER 21, 1972

NOTE ON EXTENSION OF INTERNATIONAL AGREEMENTS TO BERLIN
IN CONNECTION WITH BASIC TREATY AND UN CHARTER WHICH WAS
INTENDED AS COMPREHENSIVE, NON-POLEMICAL TREATMENT
OF QUESTION (BONN 2006 AND STATE 4910 IN 1973).

WE ARE CONCERNED THAT ANOTHER DETAILED RESPONSE CAN ONLY WHET
THEIR APPETITE TO EXTEND DEBATE IN HOPE THAT EVENTUALLY THEY CAN
GET US TO ACCEPT THAT REAL DISPUTE EXISTS OVER WHETHER
PARTICULAR LEGISLATION, TREATY OR PROCEDURE IS APPROPRIATE.
WE THEREFORE REMAIN OF VIEW THAT BRIEF REPLY ALONG LINES REF B,
WHICH CLEARLY SIGNALS TO SOVIETS THAT WE DO NOT PROPOSE TO
ENGAGE IN DEBATE ABOUT LONG-SETTLED MATTERS, HAS BETTER
CHANCE TO TURN OFF SOVIET CAMPAIGN AT EARLY STAGE.

2. WE WILL OF COURSE REVIEW SUGGESTIONS WE UNDERSTAND BRITISH ARE
FORWARDING TO THEIR MISSION HERE, BUT ON BALANCE WOULD PREFER
SAME TYPE RESPONSE USED FOR SOVIET PROTEST ON FRG LAW RESPECTING
PRIVILEGES AND IMMUNITIES OF GDR STAENDIGE VERTRETUNG.
KLEIN

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: HUMAN RIGHTS, AGREEMENTS, CONSTITUTIONAL LAW, INTERNATIONAL LAW, INTERNATIONAL LAW MEETINGS, POLITICAL FREEDOM
Control Number: n/a
Copy: SINGLE
Draft Date: 04 FEB 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: martinml
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BERLIN00217
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: n/a
From: BERLIN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740259/aaaacczf.tel
Line Count: 80
Locator: TEXT ON-LINE
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: A) BONN 1639; B) BERLIN 107; C) STAT, E 6883
Review Action: RELEASED, APPROVED
Review Authority: martinml
Review Comment: n/a
Review Content Flags:
Review Date: 18 APR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <18 APR 2002 by elyme>; APPROVED <25-Sep-2002 by martinml>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SOVIET PROTEST ON EXTENSION OF UN CIVIL AND POLITICAL RIGHTS COVENANT TO BERLIN
TAGS: PFOR, GE, UR, WB
To: BONN
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005